
From: Barber, Anthony
To: Tyler, Kendra; Magorrian, Matthew
Sent: 3/12/2013 4:35:34 PM
Subject: RE: Update on Status of Oregon CZARA Settlement Agreement

Kendra,

Thanks. I knew that was being planned, but not when. I don't know yet whether I should be planning to attend. Regardless, if there is anything I can help with, please let me know.

From: Tyler, Kendra
Sent: Tuesday, March 12, 2013 10:36 AM
To: Magorrian, Matthew; Barber, Anthony
Subject: FW: Update on Status of Oregon CZARA Settlement Agreement

FYI:

Christine Psyk is looking to find time for Dennis to travel to Salem to meeting with the Governor's Office. She was hoping for the sometime in the first two weeks of April. She would also be traveling with Dan O.

From: Psyk, Christine
Sent: Monday, March 11, 2013 4:21 PM
To: Tyler, Kendra
Subject: FW: Update on Status of Oregon CZARA Settlement Agreement

FYI-

From: Psyk, Christine
Sent: Thursday, March 07, 2013 4:53 PM
To: McLerran, Dennis
Cc: Opalski, Dan
Subject: RE: Update on Status of Oregon CZARA Settlement Agreement

Dennis, just talked with Dick. It was a good conversation. He agrees that it would be good to have such a meeting. We'll need to prepare to ensure that we go in with a clear purpose as to what we want to accomplish. I agreed. The purposes we discussed for the meeting included:

- Clarify the options available to the EPA and NOAA if we cannot meet the terms commitments and deadlines in the settlement agreement.
- Clarify consequences/ramifications of disapproval.
- Dick will expect to have EPA speak to the letter we recently sent to DEQ and whether that sets the bar for our approval. His point is that he thinks that bar is far higher than DEQ expected or signed on to. I told him that the items we identified in the letter for an approvable program were keyed off of DEQ's original commitments that are the foundation of the settlement agreement. Asked him in turn to clarify for us what bar DEQ intended to meet.
- He would like to have you at the meeting as well as Dan and myself.
- He agreed that it would be the four agencies EPA, NOAA, DEQ, DCLD, as well as Dept. of Ag and Dept. of Forestry.

I'll work with Greg and our respective staffs to prep us for the meeting. Once we hear from the Governor's office, I'll look to find some time on your calendar.

Christine Psyk

Associate Director, R10 OWW

206-553-1906

psyk.christine@epa.gov

From: McLerran, Dennis
Sent: Thursday, March 07, 2013 4:02 PM
To: Psyk, Christine
Cc: Opalski, Dan
Subject: RE: Update on Status of Oregon CZARA Settlement Agreement

Christine:

I think a direct call from you to Dick on this would be good. He has told me this is sensitive because of the roles of the Department of Ag and the Forestry folks as well. I expect he actually will appreciate that we are not putting this all on DEQ.

Dennis

From: Psyk, Christine
Sent: Thursday, March 07, 2013 3:56 PM
To: McLerran, Dennis
Cc: Opalski, Dan
Subject: RE: Update on Status of Oregon CZARA Settlement Agreement

Dennis, a call to Dick is probably a good idea. I talked with Greg yesterday to let him know that we felt it was important to get the Governor's office engaged in the conversation. The issues here are beyond just DEQ and DEQ will need help if they are to get back on track or to explore potential other options for pulling together an approvable plan. He was going to let Dick know. A direct call to Dick would be a good idea. Let me know if you would like me to do that. I usually work through Greg because I don't want to go over him directly to Dick. In any case, if I were to call Dick, I would let Greg know that I was doing so. That said, I'm happy to do it.

Christine Psyk

Associate Director, R10 OWW

206-553-1906

psyk.christine@epa.gov

From: McLerran, Dennis
Sent: Thursday, March 07, 2013 3:46 PM
To: Psyk, Christine
Subject: RE: Update on Status of Oregon CZARA Settlement Agreement

Thanks Christine. Do I or Dan need to talk with Dick P?

Dennis

From: Psyk, Christine
Sent: Thursday, March 07, 2013 3:36 PM
To: McLerran, Dennis
Cc: Opalski, Dan; Holsman, Marianne
Subject: Update on Status of Oregon CZARA Settlement Agreement

Dennis, I wanted to give you a quick update on the status of the Oregon CZARA Settlement Agreement. The State recently sent us a letter informing us that they will not deliver a draft of the mid-Coast implementation ready TMDL by June 30, 2013. This causes us great concern because this is an interim milestone that is critical to the final deadlines in the settlement agreement and the basis for our approval of the State's Coastal Nonpoint Source Control Plan under CZARA. The State has also indicated in various meetings that they are unable to carry out some of their commitments, including completing the temperature TMDL and incorporating safe harbor BMPs for forestry. We are concerned because we may be faced with disapproval of the State's program and we want to make sure that every effort is taken to get things back on track.

We have voiced our concerns with the State and I have contacted the Governor's office, Richard Whitman (the Governor's Natural Resources Policy Advisor), asking for a meeting to discuss the matter and explore options for a path forward. DEQ (Greg Aldrich) is aware of my reaching out to the

Governor's office. Will keep you posted on what I hear when I connect with Richard.

Thank you.

Christine Psyk

Associate Director, R10 OWW

206-553-1906

psyk.christine@epa.gov